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Pat Kurn  
Signature

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

FRANCIS, et al.

Serial No.: 09/888,049

Group Art Unit: 1619

Filing Date: June 21, 2001

Examiner: Unassigned

Title: COMPOSITIONS AND METHODS FOR USE THEREOF IN  
MODIFYING THE GENOMES OF MICROORGANISMS

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The information listed below may be material to the examination of the above-identified application. Copies of the information not previously cited to the Examiner, and a completed PTO-1449 form, are also submitted herewith. The Examiner is requested to make this information of official record in the application. No additional fee is required. The information includes:

International Publication No. WO 90/04041, published April 19, 1990;  
International Publication No. WO 93/16172, published August 19, 1993;  
Bianchi et al., "Stress Responses as a Tool to Detect and Characterize the Mode of Action of Antibacterial Agents," *Applied and Environmental Microbiology* 65(11):5023-5027 (1999);

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Francis et al., "Monitoring Bioluminescent *Staphylococcus aureus* Infection in Living Mice Using a Novel *luxABCDE* Construct," *Infection and Immunity* 68(6):3624-3600 (2000);

Lingnau et al., "Expression of the *Listeria Monocytogenes* EGD *inlA* and *inlB* Genes, Whose Products Mediate Bacterial Entry into Tissue Culture Cell Lines, by PrfA-Dependent and -Independent Mechanisms," *Infection and Immunity* 63(10):3896-3903 (1995);

Loessner et al., "Structural Proteins and DNA Characteristics of 14 *Listeria* Typing Bacteriophages," *Journal of General Virology* 75:701-710 (1994); and

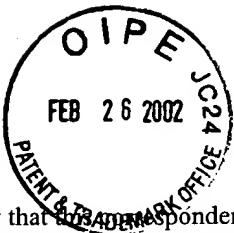
Loessner and Scherer, "Organization and Transcriptional Analysis of the *Listeria* Phage A511 Late Gene Region Comprising the Major Capsid and Tail Sheath Protein Genes *cps* and *tsh*," *Journal of Bacteriology* 177(22):6601-6609 (1995).

This Information Disclosure Statement is not to be construed as a representation that: (i) additional information material to the examination of this application does not exist; (ii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iii) the above information constitutes prior art to the subject invention.

Respectfully submitted,

Date: 11 Feb 2002 By: Gary R. Fabian  
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Signature

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TECH CENTER 1600/2900

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TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is an Supplemental Information Disclosure Statement, including a Form PTO-1449 and copies of the cited references. It is believed that no fee is due.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.

Respectfully submitted,

Date: 12 Feb 2002

By: Gary R. Fabian  
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